

Tort Claims Act and Representations and Indemnifications of SBA Employees—received August 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

3843. A letter from the Secretary, Department of Labor, transmitting the quarterly report on the expenditure and need for worker adjustment assistance training funds under the Trade Act of 1974, pursuant to 19 U.S.C. 2296(a)(2); to the Committee on Ways and Means.

3844. A letter from the Chief, Regulations Branch, Customs Service, transmitting the Service's final rule—Technical Corrections to the Customs Regulations [T.D. 99-64] received August 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3845. A letter from the Chief, Regulations Branch, Customs Service, transmitting the Service's final rule—Detention of Merchandise [T.D. 99-65] (RIN: 1515-AB75) received August 6, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3846. A letter from the Chief, Regulations Unit, Internal Revenue Service, Department of Treasury, transmitting the Department's final rule—Weighted Average Interest Rate Update [Notice 99-38] received August 2, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3847. A letter from the Chief, Regulations Unit, Internal Revenue Service, Department of Treasury, transmitting the Department's final rule—Conforming Adjustments Subsequent to Section 482 Allocations [Revenue Procedure 99-32] received August 2, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3848. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Exception From Supplemental Annuity Tax on Railroad Employers [TD 8832] (RIN: 1545-AT56) received August 5, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3849. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Examples of Corrections to Employee Plans—received August 5, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3850. A letter from the Acting Regulations Officer, Social Security Administration, transmitting the Administration's final rule—Federal Old-Age, Survivors and Disability Insurance and Supplemental Security Income for the Aged, Blind, and Disabled; Determining Disability and Blindness; Clarification of "Age" As a Vocational Factor [Regulations Nos. 4 and 16] received August 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3851. A letter from the Secretary of Defense, transmitting the Annual Report for the National Security Education Program, pursuant to 50 U.S.C. 1906; jointly to the Committees on Education and the Workforce and Intelligence (Permanent Select).

3852. A letter from the Deputy, Executive Secretary to the Department, OCOS, Department of Health and Human Services, transmitting the Department's final rule—CLIA Program; Simplifying CLIA Regulations Relating to Accreditation, Exemption of Laboratories Under a State Licensure Program, Proficiency Testing, and Inspection [HCFA-2239-F] (RIN: 0938-AH82) received August 2, 1999, pursuant to 49 U.S.C. 30169(b); jointly to the Committees on Commerce and Ways and Means.

3853. A letter from the Deputy Executive Secretary to the Department, OGC, Health Care Financing Administration, transmitting the Administration's final rule—Medicare and Medicaid Program; Appeal of the

Loss of Nurse Aide Training Programs [HCFA-2045-IFC] (RIN: 0938-AJ59) received August 2, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Commerce and Ways and Means.

3854. A letter from the Secretary of Health and Human Services, transmitting notification that the Department is allotting emergency funds to nine States; jointly to the Committees on Commerce and Education and the Workforce.

3855. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation entitled, "Federal Railroad Safety Enhancement Act of 1999"; jointly to the Committees on Transportation and Infrastructure and the Judiciary.

3856. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation to amend the Act of May 13, 1954, P.L. 358 (33 U.S.C. 981, et seq.), as amended, to improve the operation, maintenance, and safety of the St. Lawrence Seaway, within the territorial limits of the United States, by establishing the Saint Lawrence Seaway Development Corporation as a performance based organization in the Department of Transportation; jointly to the Committees on Transportation and Infrastructure and Government Reform.

3857. A letter from the Deputy Executive Secretary to the Department, OGC, Health Care Financing Administration, transmitting the Administration's final rule—Medicare and Medicaid Programs; Civil Money Penalties for Nursing Homes (SNF/NF), Change in Notice Requirements, and Expansion of Discretionary Remedy Delegation [HCFA-2035-FC] received August 2, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

3858. A letter from the Executive Director, Medicare Payment Advisory Commission, transmitting a comment on a report submitted to the Congress by the Department of Health and Human Services that are required by law and relate to Medicare payment policies; jointly to the Committees on Ways and Means and Commerce.

3859. A letter from the Commissioner, Department of the Interior, transmitting a draft of proposed legislation to amend Title XXVIII of the Act of October 30, 1992; jointly to the Committees on Resources, the Judiciary, and Government Reform.

3860. A letter from the Secretary of Energy, Secretary of Defense, transmitting a report on Tritium Production Technology Options; jointly to the Committees on Science, Commerce, and Armed Services.

¶191.5 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2606. An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 2606) "An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. MCCONNELL, Mr. SPECTER, Mr. GREGG, Mr. SHELBY, Mr. BENNETT, Mr. CAMPBELL, Mr. BOND, Mr. STEVENS, Mr. LEAHY, Mr. INOUE, Mr.

LAUTENBERG, Mr. HARKIN, Ms. MIKULSKI, Mrs. MURRAY, and Mr. BYRD, to be the conferees on the part of the Senate.

The message also announced that the Senate agrees to the amendment of the House to the bill (S. 606) "An Act for the relief of Global Exploration and Development Corporation, Kerr-McGee Corporation, and Kerr-McGee Chemical, LLC (successor to Kerr-McGee Chemical Corporation), and for other purposes."

The message also announced that the Senate has passed a bill of the following title in which concurrence of the House is requested:

S. 695. An Act to require the Secretary of Veterans Affairs to establish a national cemetery for veterans in various locations in the United States, and for other purposes.

¶191.6 WAIVING POINTS OF ORDER

AGAINST THE CONFERENCE REPORT TO ACCOMPANY H.R. 2488

Mr. LINDER, by direction of the Committee on Rules, called up the following resolution (H. Res. 274):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2488) to amend the Internal Revenue Code of 1986 to reduce individual income tax rates, to provide marriage penalty relief, to reduce taxes on savings and investments, to provide estate and gift tax relief, to provide incentives for education savings and health care, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read. The yeas and nays shall be considered as ordered on the question of adoption of the conference report and on any subsequent conference report or on any motion to dispose of an amendment between the houses on H.R. 2488. Clause 5(b) of rule XXI shall not apply to the question of adoption of the conference report and to any subsequent conference report or to any motion to dispose of an amendment between the houses on H.R. 2488.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. KOLBE, announced that the yeas had it.

Mr. MOAKLEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 224
Nays 203

¶191.7

[Roll No. 377]

YEAS—224

Aderholt	Bartlett	Blunt
Archer	Barton	Boehert
Armey	Bass	Boehner
Bachus	Bateman	Bonilla
Baker	Bereuter	Bono
Ballenger	Biggert	Brady (TX)
Barr	Bilirakis	Bryant
Barrett (NE)	Bliley	Burr

Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Castle
Chabot
Chambliss
Chenoweth
Coble
Coburn
Collins
Combest
Condit
Cook
Cooksey
Cox
Crane
Cubin
Cunningham
Davis (VA)
Deal
DeLay
DeMint
Diaz-Balart
Dickey
Doolittle
Dreier
Duncan
Dunn
Ehlers
Ehrlich
Emerson
English
Everett
Ewing
Fletcher
Foley
Fossella
Fowler
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gibbons
Gilchrist
Gillmor
Gilman
Goode
Goodlatte
Goodling
Goss
Graham
Granger
Green (WI)
Greenwood
Gutknecht
Hansen
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley

Herger
Hill (MT)
Hilleary
Hobson
Hoekstra
Horn
Hostettler
Houghton
Hulshof
Hunter
Hutchinson
Hyde
Isakson
Istook
Jenkins
Johnson (CT)
Johnson, Sam
Jones (NC)
Kasich
Kelly
King (NY)
Kingston
Knollenberg
Kolbe
Kuykendall
LaHood
Largent
LaTham
LaTourette
Lazio
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas (KY)
Lucas (OK)
Manzullo
McCollum
McCrery
McHugh
McInnis
McIntosh
McKeon
Metcalf
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Morella
Myrick
Nethercutt
Ney
Northup
Norwood
Nussle
Ose
Oxley
Packard
Paul
Pease
Petri
Pickering
Pitts
Pombo
Porter
Portman

Pryce (OH)
Quinn
Radanovich
Ramstad
Regula
Reynolds
Riley
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Roukema
Royce
Ryan (WI)
Ryun (KS)
Salmon
Sanford
Saxton
Scarborough
Schaffer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Souder
Spence
Stearns
Stump
Sununu
Sweeney
Talent
Tancredo
Tauzin
Taylor (NC)
Terry
Thomas
Thornberry
Thune
Tiahrt
Toomey
Trafigant
Upton
Vitter
Walden
Walsh
Wamp
Watkins
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson
Wolf
Young (AK)
Young (FL)

NAYS—203

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldacci
Baldwin
Barcia
Barrett (WI)
Becerra
Bentsen
Berkley
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brown (FL)
Brown (OH)
Capps
Capuano
Cardin
Carson
Clay
Clayton

Clement
Clyburn
Conyers
Costello
Coyne
Cramer
Crowley
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Edwards
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Forbes

Ford
Frank (MA)
Frost
Gejdenson
Gephardt
Gonzalez
Gordon
Green (TX)
Gutierrez
Hall (OH)
Hall (TX)
Hastings (FL)
Hill (IN)
Hilliard
Hinchey
Hinojosa
Hoeffel
Holden
Holt
Hookey
Hoyer
Inslee
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
John
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur

Kennedy
Kildee
Kilpatrick
Kind (WI)
Kleczka
Klink
Kucinich
LaFalce
Lampson
Larson
Lee
Levin
Lewis (GA)
Lipinski
Lofgren
Lowey
Luther
Maloney (CT)
Maloney (NY)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Millender-
McDonald
Miller, George
Minge
Mink

Moakley
Moore
Moran (VA)
Murtha
Nadler
Napolitano
Neal
Oberstar
Obey
Olver
Ortiz
Owens
Fallone
Pascarell
Pastor
Payne
Pelosi
Peterson (MN)
Phelps
Pickett
Pomeroy
Price (NC)
Rahall
Rangel
Rivers
Roemer
Rothman
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandlin
Sawyer
Schakowsky
Scott
Serrano
Sherman

Shows
Sisisky
Skelton
Slaughter
Smith (WA)
Snyder
Spratt
Stabenow
Stark
Stenholm
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thurman
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Velazquez
Vento
Visclosky
Waters
Watt (NC)
Waxman
Weiner
Wexler
Weygand
Wise
Woolsey
Wu
Wynn

NOT VOTING—7

Billbray
Lantos
McDermott

Mollohan
Peterson (PA)
Reyes

Rodriguez

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

91.8 FINANCIAL FREEDOM

Mr. ARCHER called up the following conference report (Rept. No. 106-289):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2488), to provide for reconciliation pursuant to sections 105 and 211 of the concurrent resolution on the budget for fiscal year 2000, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE; ETC.

(a) *SHORT TITLE.*—This Act may be cited as the “Taxpayer Refund and Relief Act of 1999”.

(b) *AMENDMENT OF 1986 CODE.*—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) *SECTION 15 NOT TO APPLY.*—No amendment made by this Act shall be treated as a change in a rate of tax for purposes of section 15 of the Internal Revenue Code of 1986.

(d) *TABLE OF CONTENTS.*—The table of contents for this Act is as follows:

Sec. 1. Short title; etc.

TITLE I—BROAD-BASED AND FAMILY TAX RELIEF

Subtitle A—Reduction in Individual Income Taxes

Sec. 101. Reduction in individual income taxes.

Subtitle B—Family Tax Relief

Sec. 111. Elimination of marriage penalty in standard deduction.

Sec. 112. Exclusion for foster care payments to apply to payments by qualified placement agencies.

Sec. 113. Expansion of adoption credit.

Sec. 114. Modification of dependent care credit.

Sec. 115. Marriage penalty relief for earned income credit.

Subtitle C—Repeal of Alternative Minimum Tax on Individuals

Sec. 121. Repeal of alternative minimum tax on individuals.

TITLE II—RELIEF FROM TAXATION ON SAVINGS AND INVESTMENTS

Subtitle A—Capital Gains Tax Relief

Sec. 201. Reduction in individual capital gain tax rates.

Sec. 202. Indexing of certain assets acquired after December 31, 1999, for purposes of determining gain.

Sec. 203. Capital gains tax rates applied to capital gains of designated settlement funds.

Sec. 204. Special rule for members of uniformed services and Foreign Service, and other employees, in determining exclusion of gain from sale of principal residence.

Sec. 205. Tax treatment of income and loss on derivatives.

Sec. 206. Worthless securities of financial institutions.

Subtitle B—Individual Retirement Arrangements

Sec. 211. Modification of deduction limits for IRA contributions.

Sec. 212. Modification of income limits on contributions and rollovers to Roth IRAs.

Sec. 213. Deemed IRAs under employer plans.

Sec. 214. Catchup contributions to IRAs by individuals age 50 or over.

TITLE III—ALTERNATIVE MINIMUM TAX REFORM

Sec. 301. Modification of alternative minimum tax on corporations.

Sec. 302. Repeal of 90 percent limitation on foreign tax credit.

TITLE IV—EDUCATION SAVINGS INCENTIVES

Sec. 401. Modifications to education individual retirement accounts.

Sec. 402. Modifications to qualified tuition programs.

Sec. 403. Exclusion of certain amounts received under the National Health Service Corps Scholarship Program, the F. Edward Hebert Armed Forces Health Professions Scholarship and Financial Assistance Program, and certain other programs.

Sec. 404. Extension of exclusion for employer-provided educational assistance.

Sec. 405. Additional increase in arbitrage rebate exception for governmental bonds used to finance educational facilities.

Sec. 406. Modification of arbitrage rebate rules applicable to public school construction bonds.

Sec. 407. Elimination of 60-month limit and increase in income limitation on student loan interest deduction.

Sec. 408. 2-percent floor on miscellaneous itemized deductions not to apply to qualified professional development expenses of elementary and secondary school teachers.

TITLE V—HEALTH CARE PROVISIONS

Sec. 501. Deduction for health and long-term care insurance costs of individuals not participating in employer-subsidized health plans.

Sec. 502. Long-term care insurance permitted to be offered under cafeteria plans and flexible spending arrangements.